

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
CIVIL DOCKET NO. 3:14CV87-RLV**

FELIX BYRD,
Plaintiff,

v.

CAROLYN W. COLVIN,
Acting Commissioner of Social Security,
Defendant.

ORDER

The Defendant, Carolyn W. Colvin, Acting Commissioner of Social Security, has moved this Court, pursuant to sentence four of 42 U.S.C. § 405(g), to enter a judgment reversing her decision with a remand of the cause for further administrative proceedings.

On remand, the Commissioner will consider the opinion of Dr. Herrera and reevaluate Plaintiff's mental impairment; reevaluate evidence from Dr. Hillman and Dr. Virgili, and determine the extent of Plaintiff's manipulative limitations, if any; further consider Plaintiff's residual functional capacity; reevaluate at step five of the sequential evaluation Plaintiff's ability to perform work; and obtain vocational expert testimony, if warranted.

Pursuant to the power of this Court to enter a judgment reversing the Commissioner's decision with remand in Social Security actions under sentence four of 42 U.S.C. § 405(g), this Court hereby **REVERSES** the Commissioner's decision under sentence four of 42 U.S.C. § 405 (g) with a remand of the cause to the Commissioner for further proceedings. *See Melkonyan v. Sullivan*, 501 U.S. 89 (1991).

Signed: December 2, 2014



Richard L. Voorhees
United States District Judge

